

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – FORTY-FIFTH MEETING

THURSDAY, MAY 27, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Twentieth Proclamation issued by Governor David Ige on May 7, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Blangiardi's Emergency Order No. 2021-05, effective May 7, 2021 (Emergency Order). In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://zoom.us/j/94511015737>; by dialing 1-408-638-0968, entering the meeting ID#: 945 1101 5737#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to “mute” your device’s microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

PUBLIC HEARINGS:

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| 1. Trans. Appl. No. 21-22014 from GCJ LLC, dba 808 Mart | For the transfer of the business and Retail General license of Airport 7 Market, Inc., dba Airport 7 Market, 550 Paiea Street, #L-2, and for a change of trade name to 808 Mart (D0921) (Prelim. Hrg. 5/7/21) |
| 2. Appl. No. 19-16461 from Pesca Waikiki Beach Inc., dba Pesca Waikiki Beach Inc., 1777 Ala Moana Boulevard, Sky Room 30A/30B | For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) (Prelim. Hrg. 3/25/21)

(Continued from May 20, 2021; public hearing kept open) |
| 3. Appl. No. 21-22442 from Kahuku Beer Garden LLC, dba Kahuku Beer Garden & Bottle Shop, 56-565 Kamehameha Highway, Space No. B2, Kahuku | For a Retail General license (Prelim. Hrg. 4/1/21) |
| 4. Appl. No. 21-22443 from Kahuku Beer Garden LLC, dba Kahuku Beer Garden & Bottle Shop, 56-565 Kamehameha Highway, Space No. B2, Kahuku | For a Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) (Prelim. Hrg. 4/1/21) |

LICENSE APPLICATIONS:

Hearing on Application: — NO PUBLIC HEARING REQUIRED -- CORRECTION

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| 5. Appl. No. 21-23082 from Epicea Collection LLC, dba Epicea Collection LLC, 67-106 Kealohanui Street, Lot M, Waialua (Old Waialua Sugar Mill complex) | For a Change of Kind from a Wholesale General license to a Wholesale Beer and Wine license (C0134)

(Application originally heard on May 13, 2021) |
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LICENSE APPLICATIONS: (CONT.)

Temporary License Application:

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| 6. Appl. No. 21-23065 from The Social Honolulu LLC, dba The Social Honolulu LLC | For a [Stand-Alone] Temporary Restaurant General license (Category No. 1 – Standard Bar) at 1170 Auahi Street, Store No. 250, the former site of Brick Oven Pizza (R1259) |
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Caterer License Applications:

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| 7. Appl. No. 21-23248 from Sodexo America, LLC, dba Sodexo, Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 777 Ward Avenue (R1124) | For a Caterer General license to cater off the licensed premises to 2805 Monsarrat Avenue (Waikiki Shell) on Saturday, June 5, 2021 through Sunday, June 6, 2021 from 2:00 p.m. to 10:30 p.m. |
| 8. Appl. No. 21-23249 from Sodexo America, LLC, dba Sodexo, Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 777 Ward Avenue (R1124) | For a Caterer General license to cater off the licensed premises to 2805 Monsarrat Avenue (Waikiki Shell) on Saturday, June 12, 2021 through Sunday, June 13, 2021 from 2:00 p.m. to 10:30 p.m. |

REQUESTS:

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| 9. Request No. 21-23252 from Hale Vietnam, Inc., dba Hale Vietnam Restaurant, Dispenser General license (Category No. 1 – Standard Bar), 1140 12 th Avenue (E0344) | Requesting approval to renew its liquor license for FY2021-2022 using documents of a successor entity also known as Hale Vietnam, Inc., while a new license application for the same premises is being processed |
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REQUESTS: (CONT.)

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| 10. Request No. 21-23219 from Creekside Lounge, Inc., dba Creekside Lounge, Dispenser General license (Category No. 1 – Standard Bar), 153-A Hamakua Drive, Kailua (E0166) | Requesting approval to temporarily increase its licensed premises from May 31, 2021 to July 31, 2021 |
| 11. Request No. 21-23244 from Scarlet Honolulu, Inc., dba Scarlet Honolulu, Inc., Dispenser General license (Category No. 3 - Live entertainment or Recorded Music and Dancing), 80 South Pauahi Street (E1407) | Requesting an additional 60-day extension until August 1, 2021, to submit its gross liquor sales payment for FY2020 |
| 12. Request No. 21-23245 from Scarlet Honolulu, Inc., dba Scarlet Honolulu, Inc., Dispenser General license (Category No. 3 - Live entertainment or Recorded Music and Dancing), 80 South Pauahi Street (E1407) | Requesting waiver of annual license renewal fee for FY 2021-2022 |
| 13. Request No. 21-23253 from Pesca Waikiki Beach Inc., dba Pesca Waikiki Beach Inc., 1777 Ala Moana Boulevard, Sky Room, 30A/30B (T0262) | Requesting credit of 105 days of unused time from its Second [Stand-Alone] Temporary Restaurant General license

(Second Temporary license expires June 4, 2021) |

OTHER BUSINESS:

14. Request No. 21-23230
from Mr. Devon Nekoba,
agent for Olive Garden
Kapolei

Requesting approval to activate its
[Stand-Alone] Temporary Restaurant
General license (Category No. 1 –
Standard Bar) on July 16, 2021

(Application No. 21-23063 was
approved on May 13, 2021)

(Premises at 91-5431 Kapolei
Parkway, Suite 200, Kapolei (Ka
Makana Alii), the former site of Sura
Hawaii II)

ADOPTION OF DECISION AND ORDER:

15. Chef Mavro Restaurant
(LCV 20-0010)
(E0527)

For adoption of Decision and Order

16. Hibiscus Club
(LCV 20-0222)
(E1538)

do.

17. Longs Drugs #9185
(LCV 20-0076)
(D0244)

do.

18. Nomnom
(LCV 20-0064)
(D0923)

do.

19. Pho One Vietnamese
Cuisine
(LCV 21-0112)
(R1078)

do.

20. Sakura Japanese
Restaurant IV
(LCV 21-0094)
(R1390)

do.

ADJUDICATION HEARINGS:

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| 21. Ba-Le Sandwiches and Bakery
(LCV 20-0216)
(R0728) | Licensee failed to file with the Commission a report showing the gross amount of liquor sold by the Licensee during the twelve months beginning July 1, 2019, and ending June 30, 2020 (Violation of Rule 3-81-17.54(c)) (Date of violation: August 5, 2020) |
| 22. Study Hall Sports Bar & Grill
(LCV 21-0084)
(E1596) | Licensee failed to file with the Commission a report showing the gross amount of liquor sold by the Licensee during the twelve months beginning July 1, 2019, and ending June 30, 2020 (Violation of Rule 3-81-17.54(c)) (Date of violation: August 5, 2020) |
| 23. Don E Don
(LCV 21-0148)
(R1342) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-02 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about March 6, 2021) |

ADJUDICATION HEARINGS: (CONT.)

24. Kailua Town Pub and Grill
(LCV 21-0149)
(E1497)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-03 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about March 17, 2021)

25. Osoyami LLC
(LCV 19-0427)
(E1589)

Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within licensed premises before or after the hours established by the Commission (Violation of Rule: 3-82-38.20(b)) (Date of violation: On or about November 30, 2019)

(Continued from May 13, 2021)

26. Osoyami LLC
(LCV 21-0139)
(E1589)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-03 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about March 13, 2021)

(Continued from May 13, 2021)

ADJUDICATION HEARINGS: (CONT.)

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| 27. The Four4
(LCV 21-0146)
(R1232) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-03 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about March 13, 2021) |
| 28. The Four4
(LCV 21-0147)
(R1232) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-03 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about March 20, 2021) |
| 29. Club Vegas Star
(LCV 20-0135)
(E0198) | (1) Licensee encouraged and/or permitted a person on the licensed premises to touch, caress or fondle the breasts, buttocks, anus or genitalia of herself or any other person, either directly or through the clothing or any other material (Violation of Rule 3-84-78.042) (Date of violation: On or about July 3, 2020) |

ADJUDICATION-4 HEARINGS: (CONT.)

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| Club Vegas Star
(LCV 20-0135)
(E0198)
(Cont.) | (2) | Licensee failed to have the interior and/or exterior of the licensed premises well and properly lighted (Violation of Rule 3-84-72.2) (Date of violation: On or about July 3, 2020) |
| (Continued from May 13, 2021) | | |
| 30. Club Vegas Star
(LCV 21-0154)
(E0198) | | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-03 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about March 19, 2021) |
| (Continued from May 13, 2021) | | |
| 31. Chiba-Ken
(LCV 20-0042)
(R0829) | | Licensee, without Commission approval, transferred its business to another person, either openly or under undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate (Violation of Section 281-41(h), HRS) (Date of violation: On or about October 1, 2018, and/or during the period between October 1, 2018 and July 29, 2019) |
| (Continued from April 29, 2021) | | |

ADJUDICATION HEARINGS: (CONT.)

32. Nijiya Market
(LCV 20-0257)
(D1110)

Licensee failed to notify the Commission in writing of the name, age, and place of residence of its officers or directors, within thirty days from the date of election of such officers or directors; and Licensee failed to obtain approval from the Commission in writing, prior to any change in ownership of twenty-five percent or more of the stock, or any change in ownership resulting in the transferee becoming the owner of twenty-five percent or more of the outstanding stock (Violation of Section 281-41(i), HRS) (Date of violation: On or about October 18, 2011 and/or during the period between October 18, 2011 to December 31, 2018)

(Continued from April 15, 2021)

33. Thumbs Up Market
(LCV 20-0267)
(D1272)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about November 14, 2020)

(Continued from April 15, 2021)

ADJUDICATION HEARINGS: (CONT.)

34. Tiana Café & Karaoke
(LCV 20-0143)
(E1548)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-19 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about July 22, 2020)

(Continued from March 11, 2021)

[History: 12/3/20, 1/14/21, 2/18/21, 3/11/21]

OTHER BUSINESS: (CONT.)

35. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.